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Security Council

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Security Council Committee established pursuant to resolution 1267 (1999) concerning Al-Qaida and the Taliban and associated individuals and entities

Note verbale dated 27 May 2004 from the Permanent Mission of Turkmenistan to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Turkmenistan to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1267 (1999) and has the honour to transmit the report of Turkmenistan prepared in accordance with Security Council resolution 1526 (2004) of 30 January 2004 (see annex).

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Annex to the note verbale dated 27 May 2004 from the Permanent Mission of Turkmenistan to the United Nations addressed to the Chairman of the Committee

[Original: Russian]

Report by Turkmenistan on measures to implement Security Council resolution 1526 (2004)

The present report has been drawn up in accordance with paragraph 1 of Security Council resolution 1526 (2004) for submission to the Security Council Committee established pursuant to resolution 1267 (1999).

In order to implement the provisions of paragraph 1 of Security Council resolution 1526 (2004), Turkmenistan undertook, as also in the case of Security Council resolutions 1267 (1999), 1333 (2000), 1390 (2002) and 1455 (2003), effective and comprehensive measures to coordinate activities among the corresponding competent agencies with regard to the matters dealt with in the aforementioned document.

Thus, in accordance with resolution 1526 (2004), there is no record of any activities by Usama bin Laden, Al-Qaida, the Taliban or their accomplices in Turkmenistan. A consolidated list (the Committee list) has been sent to the appropriate ministries and departments, including the Consular Office of the Ministry of Foreign Affairs of Turkmenistan, the Ministry of Internal Affairs, the Ministry of National Security, the State Border Service, the State Customs Service and the Central Bank of Turkmenistan.

Paragraph 1 (a)

Under the Act of Turkmenistan on combating terrorism of 15 August 2003, Turkmenistan, in accordance with its national legislation and the norms of international law, prevents and suppresses the financing of terrorist activities, immediately blocks funds and other financial assets, deposits, economic resources and valuables of persons who commit or are attempting to commit terrorist acts or assist in their commission, of organizations owned or controlled directly or indirectly, by such persons or of persons or organizations acting on behalf or at the direction of such persons or organizations, including funds received or acquired by them, or with the use of property owned or controlled by such persons or by persons or organizations linked to them.

Within the framework of implementing the Security Council resolutions, appropriate measures have been taken to prevent and suppress possible instances of the financing of terrorist acts. Complying with international norms and in order to prevent and suppress the financing of terrorism, information has been sent to Turkmenistan's banks and other financial institutions on persons and organizations linked to terrorist activities with instructions to freeze the accounts of such persons and organizations in accordance with paragraph 2 (a) of Security Council resolution 1390 (2002).

With a view to implementing measures in areas falling within the competence of the Central Bank of Turkmenistan, which are provided for under paragraph 8 (c) of Security Council resolution 1333 (2000), paragraph 4 (b) of resolution 1267

(1999) and paragraph 2 (a) of resolution 1390 (2002), a check was carried out of the accounts of the Bank's clients, which did not reveal any funds or financial resources, including funds received or derived from property owned or controlled, directly or indirectly, by the Taliban or another enterprise controlled by the Taliban, or funds or other financial assets of Usama bin Laden or physical or legal persons which, as determined by the Counter-Terrorism Committee, are linked to him, including funds or assets of the Al-Qaida organization, or funds received or derived from property owned or controlled, directly or indirectly, by Usama bin Laden or his accomplices.

If financial resources or other funds belonging to the aforementioned persons or groups are detected in the Bank, all the measures provided for in the above-mentioned paragraphs of the resolutions in question will be taken, such as:

- Freezing without delay the funds and other financial assets of these individuals, groups, undertakings and entities, including funds derived from property owned or controlled, directly or indirectly, by them or by persons acting on their behalf or at their direction;
- Ensuring that neither these nor any other funds or financial assets are used for such persons' benefit by nationals of Turkmenistan or by any persons within the territory of Turkmenistan;
- Transmitting without delay the corresponding information, such as, for example, the type of assets frozen and the account numbers and currency value of such assets, to the bodies authorized to inform the Counter-Terrorism Committee.

Paragraph 1 (b) and (c)

In accordance with the resolution in question, Turkmenistan has taken additional measures to enhance the effectiveness of its border control and monitoring of the issuance of identity papers and transit documents in order to prevent the movement of terrorists or terrorist groups. More careful monitoring and stricter registration are being conducted at entry points, and the corresponding systematic circulation of lists of persons who have been refused a visa or denied entry into the territory of Turkmenistan is being carried out.

Pursuant to the Act of Turkmenistan on combating terrorism of 15 August 2003, for the purpose of preventing crimes linked to terrorism, the corresponding State agencies of Turkmenistan have been conducting, within the framework of their functional duties, ongoing operational and preventive work, which also includes the detection of persons and their circle of associates who are inclined to terrorist activity. Turkmenistan, firmly condemning international terrorism as a manifestation of a dreadful evil directed against all mankind and an attempt to undermine the foundations of contemporary civilization, is striving to strengthen its cooperation with the world community in combating international terrorism. Cooperation on the part of the State agencies engaged in combating terrorism with the anti-terrorist agencies and services of foreign States is being carried out on the basis of bilateral (multilateral) agreements, including those of an interdepartmental nature. The conclusion of such agreements is the basis for conducting operational and investigative measures, procedural actions, and the search for persons who have committed terrorist crimes and so forth. A Protocol on Cooperation Between the

Security Councils of Turkmenistan and the Russian Federation, which coordinated possible joint action by the two countries, was signed on 3 January 2003.

In the course of conducting measures, including those of an operational nature, no Al-Qaida or Taliban members or other individuals, groups, undertakings or entities linked to them that appear on the Committee list drawn up in accordance with Security Council resolution 1267 (1999) and 1333 (2000), or instances of the direct or indirect supply, sale or transfer to those individuals of weapons, ammunition or vehicles have been detected to date in the territory of Turkmenistan.

At the same time, work to detect persons linked to the Al-Qaida organization or the Taliban in the territory of Turkmenistan is continuing and is constantly being monitored by its corresponding structures.